

JUN 18 2007

Michael N. Milby, Clerk
Laredo DivisionUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
LAREDO DIVISION

JIMMY ELLIS,

Plaintiff,

v.

NEAL GARCIA and
FOLEY'S DEPARTMENT STORE,

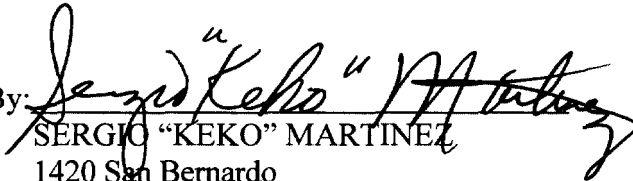
Defendants.

Case No. L-06-110

STIPULATION OF DISMISSAL


COMES NOW plaintiff, Jimmy Ellis, pursuant to Rule 41 of the Federal Rules of Civil Procedure, by and with the consent of defendants, and hereby dismisses this action in its entirety, including all claims against all defendants, **with prejudice**, each party to bear his or its own costs and attorneys' fees expended in the defense and prosecution of this action. However, any costs charged by the Court in connection with the parties' utilization of the Court and its services and resources are to be paid by defendants.

By:


 SERGIO "KEKO" MARTINEZ
 1420 San Bernardo
 Laredo, TX 78040

Attorney for Plaintiff

By:


 MARK A. SANDERS
 Law Offices of Mark A. Sanders
 11451 Katy Freeway, Suite 501
 Houston, TX 77079
 Telephone: (713) 468-7700
 Facsimile: (713) 468-7701

 Michael E. Franklin, pro hac vice admittee
 Federated Retail Holdings, Inc.
 Law Department -- Litigation
 611 Olive Street, Suite 1750
 St. Louis, Missouri 63101

Attorneys for Defendants

SO ORDERED: _____